COURT FEE INDIA TEN RUPEES CANCELLED

IN THE HIGH COURT OF JUDICATURE AT BILASPUR(C.G)

MISCELLANEOUS APPEAL NO. 535/2003 Division Bench

APPELLANT CLAIMANTS

1) Smt. Surja Bai,W/o Guharam Dhimar,
Aged about 35 yrs, R/o. Gram-Mura,
P.O.Bangoli,P.S.-Kharora
Dist:Raipur(CG)

VERSUS

RESPONDENTS / NON-APPLICANT

1) Santosh Kumar Manikpuri(Driver)
S/o Charandas Manikpuri
R/o. Vill & Post- Lawan,Near Mahamaya
Chowk, P.S-Kasdol,District:Raipour (C.G)

2) Manish Kale, S/o Marutirao Kale,
R/o Vill & Post- Lawan,
P.S-Kasdol,District:Raipour (C.G)

3) The New India Insurance Co.Ltd.
Through Divisional Manager,
Divisional Office,Kutchheri Chowk,Raipur(C.G)

P. R. No. 1443/03 Presented by Shri S.S. Verma Signed 28/06/03

Miscellaneous Appeal under/section 173 Motor Vehicle Act 1988

Being aggrieved by the Judgement and award passed by First Additional Motor Accident Claims Tribunal, and District Judge,Raipur, in claim case no. 110/2002, dated 03.02.2002, in the case of Smt.Suraja Bai –Versus-Santosh Kumar & others.

XI-HC-22

उच्च न्यायालय, छत्तीसगढ़, बिलासपुर

आदेश पत्रक

मामला क्रमांक MA 535/03 **सन्** **200**

.....विरुद्ध.....

आदेश का दिनांक आदेश क्रमांक सहित	आदेश हस्ताक्षर सहित	कार्यालयीन मामलों में डिप्टी रजिस्ट्रार के अन्तिम आदेश

DIVISION BENCH:
HON'BLE SHRI A.K. PATNAIK, CJ
& HON'BLE SHRI FAKHRUDDIN, J.
16/03/2005: -

Heard Mr. S.C. Verma, learned counsel for the appellant and Mr. Anand Gupta, learned counsel for respondent No.3/The New India Assurance Company Limited.

This is an appeal filed by the claimant/appellant against the judgment and award dated 03.02.2002 passed by the First Additional Motor Accident Claims Tribunal-cum-District Judge, Raipur in Claim Case No.110 of 2002.

During the pendency of the appeal, the parties have agreed to compromise the claim on 17.08.2004 and as per the said compromise, respondent No.3/The New India Assurance Company Limited is to pay a sum of Rs.15,000/- (Rupees fifteen thousand only) to the claimant / appellant, in addition to the amount awarded under the impugned award and judgment of the Tribunal.

The appeal is disposed of in terms of the aforesaid compromise. The compromise petition dated 17.08.2004 be formed part of this compromise order. An amount of Rs.15,000/- (Rupees fifteen thousand only) be paid by respondent No.3/The New India Assurance Company Limited to the claimant / appellant within one month from today. The impugned award and judgment of the Tribunal stands modified accordingly.

Sd/-
Chief Justice

Sd/-
Fakhruddin
Judge

BM